IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD

MONDAY THE TWENTY THIRD DAY OF AUGUST
TWO THOUSAND AND FOUR
: PRESENT:
THE HON'BLE MR. JUSTICE**: T.CH.SURYA RAO**
CRIMINAL PETITION No. **3795 of 2004**

Between:

1. Sudarsi Nageswara Rao S/o Subbaiah
2. Atmakuri Chennaiah S/o Balaiah
3. Dasari Seetharamulu s/o Subbaiah
4. Chandalawda Ramesh Babu s/o Peda subbaiah
5. Palnati Sritramulu S/o Kesavulu
6. Darnasi Peddanna S/o Narasimham
7. Kasukurthi Rajarao S/o Chinna Kotaiah

.. Petitioners/(Accused in Cr. No.112/ 2004 on file of P.S., II town P.S., Ongole Prakasam District)

And

The State of Andhra Pradesh, rep. by its Public Prosecutor, High Court of A.P. through P.S., Ongole II Town, Prakasam District

.. Respondent /

Complainant

COUNSEL FOR PETITIONER : Mr. Raja Manohar Vaddi
COUNSEL FOR RESPONDENT : The Public Prosecutor.

Petition under Sections 437 & 439 of Cr. P.C. praying the High Court may be pleased to enlarge the Petitioners on Anticipatory Bail in the event of his arrest in Crime No. 112 of 2004 on the file of Ongole, II Town Police Station, Prakasam District.

The Court made the following :

ORDER :

" The Petitioners who are A1 to A7 in the crime, seek Anticipatory bail in connection with the crime registered against them under Sections 306, 309 r/w 109 of the Indian Penal Code.

It is said that the Petitioners along with six others presented a representation before the District Collector seeking enquiry in connection with the assignment of lands and incidental disputes in regard thereto and when the District Collector did not take any action and when all avenues have already been closed/exhausted, six person attempted to commit suicide by consuming poison. It is alleged in that connection that these petitioners instigated the other six persons to consume poison. The Crime has been registered against them initially under section 309 read with 109 of the IPC but has been converted into one under section 306 of the IPC . The Petitioners are also among the persons who presented a representation before the District collector. In that view of the matter, the request of the Petitioners for anticipatory bail may be considered.

In the result, the criminal petition is allowed and the Petitioners shall be enlarged on bail in the event of their arrest on each one of them executing a bond for Rs. 5,000/- (Rupees five thousand) with two sureties for a like sum each to the satisfaction of the Station Housel Officer, Ongole II town P.S., Prakasam District. On such release, the Petitioners shall appear before the investigating officer as and when required and shall cooperate with him in the investigation in this case.

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. The District Jude, Ongole, Prakasam District
2. The S.H.O., Ongole, II Town P.s., Prakasam District
3. Two CCs to Public Prosecutor, High Court of A.P., Hyderabad. **(OUT)**
4. One Cc to Mr. Raja Manohar Vaddi ,Advocate (OPUC)
5. One spare copy.

Skm

HIGH COURT

TCSR.J

DATED : 23-08-2004

ANTICIPATORY BAIL

Crl. P. No. 3795 of 2004

DIRECTION

HIGH COURT

SKM
DRAFTED ON : 23-08-2004

TCSR,J

DATED: 23-08-2004

ANTICIPATORY BAIL

Crl. P. No. 3795 OF 2004

DIRECTION